IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.26371 of 2008
ANIL YADAV
Versus
STATE OF BIHAR
With
Cr.Misc. No.26570 of 2008
ARUN KUMAR @ LOHA SINGH
Versus
STATE OF BIHAR

2/ 5.8.2008 Since both the above applications arise out of one and the same P.S.Case, they have been heard together and are being disposed of by this common order.

Informant's nephew was found dead and he suspected that Mahesh Yadav might have committed his murder. In course of investigation, the names of these two petitioners transpired on the basis of suspicion.

Common submission on behalf of the petitioners is that none of the petitioners is named in the first information report, their implication is on account of dirty village politics and there is no material to connect these two petitioners with the crime alleged.

On behalf of petitioner Arun Kumar alias Loha Singh (Cr.Misc.No. 26570 of 2008), it has been submitted that the police after investigation has submitted final form against him.

While opposing the prayer for bail of the petitioners, learned counsel appearing for the informant submits that in course of investigation, the witnesses have stated that the petitioners hired the tempo of the deceased for other passengers and thereafter killing was made.

From perusal of the impugned order, it does

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not appear that there is any witness of the occurrence.

Considering the facts and circumstances of the case, let petitioners namely, Anil Yadav (Cr.Misc.No. 26371 of 2008) and Arun Kumar alias Loha Singh (Cr.Misc.No. 26570 of 2008), be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Jehanabad in Hulasganj P.S.Case No. 13 of 2008.

Tahir/- **(Shyam Kishore Sharma, J.)**

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